



General Assembly

January Session, 2005

Raised Bill No. 981

LCO No. 3011

03011_____CE_

Referred to Committee on Commerce

Introduced by:
(CE)

AN ACT CONCERNING THE CHAIRPERSON OF STATE ECONOMIC DEVELOPMENT AGENCIES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (c) of section 32-11a of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2005*):

4 (c) The board of directors of the authority shall consist of the
5 Commissioner of Economic and Community Development, the State
6 Treasurer and the Secretary of the Office of Policy and Management,
7 each serving ex officio, four members appointed by the Governor who
8 shall be experienced in the field of financial lending or the
9 development of commerce, trade and business and four members
10 appointed as follows: One by the president pro tempore of the Senate,
11 one by the minority leader of the Senate, one by the speaker of the
12 House of Representatives and one by the minority leader of the House
13 of Representatives. Each ex-officio member may designate a deputy or
14 any member of the agency staff to represent the member at meetings of
15 the authority with full powers to act and vote on the member's behalf.
16 [The chairperson of the board shall be appointed by the Governor,

17 with the advice and consent of both houses of the General Assembly.]
18 The Commissioner of Economic and Community Development shall
19 serve as chairperson of the board. The board shall annually elect one of
20 its members as vice chairperson. Each member appointed by the
21 Governor shall serve at the pleasure of the Governor but no longer
22 than the term of office of the Governor or until the member's successor
23 is appointed and qualified, whichever is longer. Each member
24 appointed by a member of the General Assembly shall serve in
25 accordance with the provisions of section 4-1a. Members shall receive
26 no compensation but shall be reimbursed for necessary expenses
27 incurred in the performance of their duties under the authority
28 legislation, as defined in subsection (hh) of section 32-23d. The
29 Governor shall fill any vacancy for the unexpired term of a member
30 appointed by the Governor. The appropriate legislative appointing
31 authority shall fill any vacancy for the unexpired term of a member
32 appointed by such authority. A member of the board shall be eligible
33 for reappointment. Any member of the board may be removed by the
34 Governor for misfeasance, malfeasance or wilful neglect of duty. Each
35 member of the authority before entering upon his or her duties shall
36 take and subscribe the oath or affirmation required by article XI,
37 section 1, of the State Constitution. A record of each such oath shall be
38 filed in the office of the Secretary of the State. Meetings of the board
39 shall be held at such times as shall be specified in the bylaws adopted
40 by the board and at such other time or times as the chairperson deems
41 necessary. The board is empowered to adopt bylaws and regulations
42 for putting into effect the provisions of said chapters and sections. Not
43 later than November first, annually, the authority shall submit a report
44 to the Commissioner of Economic and Community Development, the
45 Auditors of Public Accounts and the joint standing committees of the
46 General Assembly having cognizance of matters relating to the
47 Department of Economic and Community Development,
48 appropriations and capital bonding, which shall include the following
49 information with respect to new and outstanding financial assistance
50 provided by the authority during the twelve-month period ending on

51 June thirtieth next preceding the date of the report for each financial
52 assistance program administered by the authority: (1) A list of the
53 names, addresses and locations of all recipients of such assistance, (2)
54 for each recipient: (A) The business activities, (B) the Standard
55 Industrial Classification Manual codes, (C) the gross revenues during
56 the recipient's most recent fiscal year, (D) the number of employees at
57 the time of application, (E) whether the recipient is a minority or
58 woman-owned business, (F) a summary of the terms and conditions
59 for the assistance, including the type and amount of state financial
60 assistance, job creation or retention requirements, and anticipated
61 wage rates, and (G) the amount of investments from private and other
62 nonstate sources that have been leveraged by the assistance, (3) the
63 economic benefit criteria used in determining which applications have
64 been approved or disapproved, and (4) for each recipient of assistance
65 on or after July 1, 1991, a comparison between the number of jobs to be
66 created, the number of jobs to be retained and the average wage rates
67 for each such category of jobs, as projected in the recipient's
68 application, versus the actual number of jobs created, the actual
69 number of jobs retained and the average wage rates for each such
70 category. The report shall also indicate the actual number of full-time
71 jobs and the actual number of part-time jobs in each such category and
72 the benefit levels for each such subcategory. In addition, the report
73 shall state (A) for each final application approved during the twelve-
74 month period covered by the report, (i) the date that the final
75 application was received by the authority, and (ii) the date of such
76 approval; (B) for each final application withdrawn during the twelve-
77 month period covered by the report, (i) the municipality in which the
78 applicant is located, (ii) the Standard Industrial Classification Manual
79 code for the applicant, (iii) the date that the final application was
80 received by the authority, and (iv) the date of such withdrawal; (C) for
81 each final application disapproved during the twelve-month period
82 covered by the report, (i) the municipality in which the applicant is
83 located, (ii) the Standard Industrial Classification Manual code for the
84 applicant, (iii) the date that the final application was received by the

85 authority, and (iv) the date of such disapproval; and (D) for each final
86 application on which no action has been taken by the applicant or the
87 agency in the twelve-month period covered by the report and for
88 which no report has been submitted under this subsection, (i) the
89 municipality in which the applicant is located, (ii) the Standard
90 Industrial Classification Manual code for the applicant, and (iii) the
91 date that the final application was received by the authority. The
92 November first report shall include a summary of the activities of the
93 authority, including all activities to assist small businesses and
94 minority business enterprises, as defined in section 4a-60g, a complete
95 operating and financial statement and recommendations for legislation
96 to promote the purposes of the authority. The authority shall furnish
97 such additional reports upon the written request of any such
98 committee at such times and containing such information as the
99 committee may request. The accounts of the authority shall be subject
100 to annual audit by the state Auditors of Public Accounts. The authority
101 may cause an audit of its books and accounts to be made at least once
102 each fiscal year by certified public accountants. The powers of the
103 authority shall be vested in and exercised by not less than six of the
104 members of the board of directors then in office. Such number of
105 members shall constitute a quorum and the affirmative vote of a
106 majority of the members present at a meeting of the board shall be
107 necessary for any action taken by the authority. No vacancy in the
108 membership of the board shall impair the right to exercise all the rights
109 and perform all the duties of the authority. Any action taken by the
110 board under the provisions of said chapters and sections may be
111 authorized by resolution at any regular or special meeting, and each
112 such resolution shall take effect immediately and need not be
113 published or posted. The authority shall be exempt from the
114 provisions of section 4-9a.

115 Sec. 2. Subsection (c) of section 32-35 of the general statutes is
116 repealed and the following is substituted in lieu thereof (*Effective*
117 *October 1, 2005*):

118 [(c) The chairperson of the board shall be appointed by the
119 Governor, with the advice and consent of both houses of the General
120 Assembly.]

121 (c) The Commissioner of Economic and Community Development
122 shall serve as chairperson of the board. The directors shall annually
123 elect one of their number as secretary. The board may elect such other
124 officers of the board as it deems proper. Members shall receive no
125 compensation for the performance of their duties hereunder but shall
126 be reimbursed for necessary expenses incurred in the performance
127 thereof.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2005	32-11a(c)
Sec. 2	October 1, 2005	32-35(c)

Section 1	October 1, 2005	32-11a(c)
Sec. 2	October 1, 2005	32-35(c)

Statement of Purpose:

To require that the Commissioner of Economic and Community Development serve as chairperson of the board of directors of both the Connecticut Development Authority and Connecticut Innovations, Incorporated.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]